

Attorney Docket No.: Z2285-5-6

#5  
2/24/04

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

*In re* Application of  
Fritsch *et al.*

Serial No.: 09/729,397

Filing Date: December 4, 2000

For: COMPUTERIZED SYSTEM AND METHOD FOR  
CONDUCTING AN ONLINE VIRTUAL AUCTION

Attorney Docket No. Z2285-5-6

Examiner: R. Weisberger

Art Unit: 3624

Commissioner for Patents  
P.O. Box 1450  
Arlington, VA 22313-1450APPOINTMENT/REVOCATION OF POWER OF ATTORNEY

**REVOCATION OF POWER OF ATTORNEY:** The Assignee of the entire right, title, and interest in the above-captioned application, Farms Technology, LLC, hereby revokes all previous powers of attorney or authorizations of agents given in the above-identified patent.

**POWER OF ATTORNEY:** The Assignee of the entire right, title, and interest in the above-captioned application, Farms Technology LLC, hereby appoints the following attorneys and/or agents, with full power of attorney, substitution, and revocation, to transact all business in connection with the above-captioned patent application in the United States Patent and Trademark Office: Glen E. Books (24,950); Michael Johannesen (35,557); Stephen R. Buckingham (40,538); Alex R. Pagano (44,994); Justin Petruzzelli (52,118); George Morgan (46,505); and Daniel Sierchio (53,591) and all of Lowenstein Sandler PC.

SEND CORRESPONDENCE TO:  
DOCKETING ADMINISTRATOR  
LOWENSTEIN SANDLER PC  
65 Livingston Avenue  
Roseland, NJ 07068-1791  
973-597-2500/973-597-6162Z2285/5  
01/27/2004 1503931.01

Attorney Docket No.: Z2285-5-6

Farms Technology, LLC has established its right to take action in the above captioned application by filing herewith a Statement Under 37 C.F.R. 3.73(b) with proof of chain of title. The undersigned, Jason Tagte, Chief Executive Officer of Farms Technology LLC, is authorized to sign on behalf of the Assignee.

Respectfully submitted,

Date: FEB 5, 2004By:  Jason Tagte

Chief Executive Officer, Farms Technology, LLC

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**LOWENSTEIN SANDLER PC**  
*Attorneys at Law*65 Livingston Avenue  
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07068-1791Tel 973.597.2500  
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www.lowenstein.com**RECEIVED**  
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FEB 11 2004

**OFFICIAL****FACSIMILE COVER SHEET**

**FROM:** Alex R. Pagano, Reg. No. 44,994  
Re: U.S. Patent No. 09/729,397  
Please send confirmation fax to 973.597.6203

**Date** February 11, 2004

**TBL:** 973.597.6202 **FAX:** 973.597.6203 **E-MAIL:** apagano@lowenstein.com

**TO:** Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**FACSIMILE NO.:** 703-872-9326  
**VOICE NO.:**

Accompanying Parts:

- (1) Statement under 37 C.F.R. Establishing the Right of Assignee (2 Sheets);
- (2) Appointment/Revocation Of Power Of Attorney (2 sheets)
- (3) Copy of an Assignment by all the inventors of the above identified application to Farms Technology LLC, including (3 Sheets);
- (4) This cover sheet (1 sheet).

**TOTAL PAGES (WITH COVER)** 8**CLIENT ID/MATTER #:** Z2285-5-6**If you have any trouble with this transmittal, please call 973.597.6202**

This facsimile contains Privileged and Confidential information. If you are not the intended recipient, dissemination of this communication is strictly prohibited. If you have received this facsimile in error, please immediately notify us by telephone and return the original facsimile to the above address. We will reimburse you for all expenses incurred. Thank You.


Z2285/5  
02/11/2004 1510485.01

Attorney Docket No.: Z2285-5-6

I hereby certify that this correspondence is being facsimile transmitted to Group 3624, the United States Patent and Trademark Office, Fax No. 703-872-9326 on ~~January 11~~ <sup>February</sup>, 2004.

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FEB 11 2004

  
Alex R. Pagano  
Reg. No. 44,994  
Attorney for Applicants

OFFICIAL

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of  
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P.O. Box 1450  
Arlington, VA 22313-1450

**STATEMENT UNDER 37 C.F.R. 3.73(b) ESTABLISHING THE RIGHT OF ASSIGNEE**

The Assignee of the entire right, title, and interest in the above-captioned application

**Farms Technology, LLC**

hereby establishes the right to take action in the above-captioned matter before the United States Patent and Trademark Office (USPTO).

Attached is an assignment executed by all the inventors assigning the entire right, title, and interest in and to the above-captioned application to Farms Technology, LLC. A copy of the Assignment is attached.

This chain of title establishes ownership by Farms Technology, LLC of the above-captioned patent application.

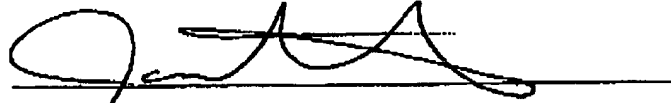
Z2285/6  
01/27/2004 1:50:39 (4.0)

Attorney Docket No.: Z2285-5-6

The undersigned, Jason Tagte, Chief Executive Officer of Farms Technology, LLC is authorized to sign of behalf of the Assignee.

Date: FEB 5<sup>TH</sup>, 2004

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Jason Tagte', is written over a horizontal line.

By: Jason Tagte  
Chief Executive Officer, Farms Technology LLC

**ASSIGNMENT**

**WHEREAS**, We, Jason Tatge and Daniel S. Fritsch (ASSIGNORS), citizens of the United States and residing at 14904 W. 87<sup>th</sup> St. Pkwy., Suite #307, City of Lenexa, KS 66215 and 107 Westbury Court, City of Chapel Hill, NC 27516, respectively, have invented, developed, and/or have rights in certain technology and useful improvements in the field of virtual auctions (the "Technology"), which Technology is disclosed in United States Provisional Patent Application Ser. No. 60/168,816, filed December 3, 1999 and United States Non-Provisional Patent Application Ser. No. 09/729,397, filed on December 4, 2000 (collectively the "Patents");

**AND WHEREAS** Farms Technology, LLC (ASSIGNEE), a New Jersey corporation, having a place of business at 14904 W. 87<sup>th</sup> St. Pkwy, Suite #307, Lenexa, KS 66215, desires to acquire the entire right, title, and interest in and to the Technology and in and to the Patents;

**NOW, THEREFORE**, for good and valuable consideration, the receipt of which is hereby acknowledged, we have sold, assigned, transferred and set over, and do hereby sell, assign, transfer and set over to ASSIGNEE the entire right, title and interest in and to the Technology and in and to the Patents and all patents and patent applications claiming priority to the Patents including divisions and continuations thereof and all reissues, reexaminations, and extensions thereof, and all priority rights under the International Convention for the Protection of Industrial Property for every member country, and all applications for patents (including related rights such as utility-model registrations, registrations, inventor's certificates, and the like) heretofore or hereafter filed for the Technology and the Patents in any foreign countries, and all patents (including all extensions, renewals and reissues thereof) granted for the Technology and the Patents in any foreign countries;

**AND WE HEREBY** authorize and request the United States Commissioner of Patents and Trademarks, and any officials of foreign countries whose duty it is to issue patents on applications as aforesaid, to issue all patents for the Technology and/or the Patents in the name of ASSIGNEE in accordance with the terms of this assignment;

**AND WE HEREBY** covenant that we have full right to convey the entire interest herein assigned, and that we have not executed, and will not execute, any agreement in conflict herewith;

**AND WE HEREBY** further covenant and agree that we will communicate to ASSIGNEE any facts known to us respecting the Technology and the Patents, sign all lawful papers, execute all divisional, continuation, reexamination, and reissue applications, make all rightful oaths and generally do everything possible to aid ASSIGNEE to obtain and enforce proper patent protection for the Technology and the Patents in all countries.

Facsimile signatures and copies of signature pages shall be deemed effective execution of this Assignment and may be relied upon as such.

[Signatures Appear on Pages 2-3]

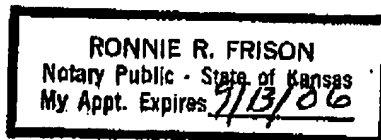
page 1 of 3

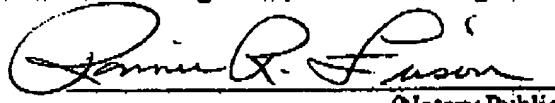
In testimony whereof, I hereunto set my hand this 5<sup>th</sup> day of FEB, 2004.

  
Jason Tatge

STATE OF Kansas )  
COUNTY OF Johnson ) SS:

On February 05, 2004, before the undersigned, a Notary Public for the State and County aforesaid, personally appeared Jason Tatge, known to me or proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the above assignment, and acknowledged that he executed the same.



  
(Notary Public)

In testimony whereof, I hereunto set my hand this 9<sup>th</sup> day of February, 2004.

Daniel S. Fritsch  
Daniel S. Fritsch

STATE OF North Carolina

COUNTY OF Orange ) SS:

On Feb 9, 2004, before the undersigned, a Notary Public for the State and County aforesaid, personally appeared Daniel S. Fritsch, known to me or proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the above assignment, and acknowledged that he executed the same.

Carolyn C. Thompson  
5/13/06 (Notary Public)



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